

post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti.

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SA 4986. Mr. SCHUMER proposed an amendment to the bill H.R. 2471, supra.

SA 4987. Mr. SCHUMER proposed an amendment to amendment SA 4986 proposed by Mr. SCHUMER to the bill H.R. 2471, supra.

SA 4988. Mr. SCHUMER proposed an amendment to amendment SA 4987 proposed by Mr. SCHUMER to the amendment SA 4986 proposed by Mr. SCHUMER to the bill H.R. 2471, supra.

SA 4989. Mr. LEE (for himself and Mr. CRUZ) submitted an amendment intended to be proposed by him to the bill H.R. 2471, supra.

SA 4990. Mr. BRAUN (for himself, Ms. ERNST, Ms. LUMMIS, Mr. TOOMEY, Mr. DAINES, Mr. CRUZ, Mr. SCOTT of Florida, Mr. JOHNSON, Mr. LEE, Mr. LANKFORD, Mr. GRASSLEY, Mr. BARRASSO, and Mrs. BLACKBURN) proposed an amendment to the bill H.R. 2471, supra.

SA 4991. Mr. JOHNSON submitted an amendment intended to be proposed by him to the bill H.R. 2471, supra; which was ordered to lie on the table.

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SA 4993. Mr. JOHNSON submitted an amendment intended to be proposed by him to the bill H.R. 2471, supra; which was ordered to lie on the table.

SA 4994. Ms. STABENOW submitted an amendment intended to be proposed by her to the bill H.R. 2471, supra; which was ordered to lie on the table.

SA 4995. Mr. JOHNSON (for himself and Mr. SCOTT of Florida) submitted an amendment intended to be proposed by him to the bill H.R. 2471, supra; which was ordered to lie on the table.

SA 4996. Mr. MARSHALL submitted an amendment intended to be proposed by him to the bill H.R. 2471, supra; which was ordered to lie on the table.

SA 4997. Ms. ERNST submitted an amendment intended to be proposed by her to the bill H.R. 2471, supra; which was ordered to lie on the table.

SA 4998. Ms. ERNST submitted an amendment intended to be proposed by her to the bill H.R. 2471, supra; which was ordered to lie on the table.

SA 4999. Ms. ERNST submitted an amendment intended to be proposed by her to the bill H.R. 2471, supra; which was ordered to lie on the table.

TEXT OF AMENDMENTS

SA 4982. Mr. PAUL submitted an amendment intended to be proposed by him to the bill S. 3811, making supplemental appropriations for assistance and activities related to Ukraine, and for other purposes; which was referred to the Committee on Appropriations; as follows:

At the appropriate place in title VII, insert the following:

SEC. 7____. (a) Of the unobligated balances from amounts made available to the Department of Agriculture in section 1001(a) of subtitle A of title I of the American Rescue Plan Act of 2021 (Public Law 117-2), \$1,000,000,000 are hereby permanently rescinded.

(b) Of the unobligated balances from amounts made available under the heading “Small Business Administration—Business Loans Program Account, CARES Act” in section 323(d)(1)(A) of division N of the Consolidated Appropriations Act, 2021 (Public Law 116-260) for the cost of guaranteed loans as authorized under paragraphs (36) and (37) of section 7(a) of the Small Business Act (15 U.S.C. 636(a)), \$2,950,000,000 are hereby permanently rescinded.

(c) Of the unexpended balances remaining from amounts made available under the heading “Small Business Administration—Business Loans Program Account, CARES Act” in section 1107(a)(1) of the Coronavirus Aid, Relief, and Economic Security Act (Public Law 116-136), as amended by section 101(a)(2) of division A of the Paycheck Protection Program and Health Care Enhancement Act (Public Law 116-139), \$1,904,000,000 shall be returned to the Treasury.

(d) Of the unobligated balances from amounts made available under sections 602(a)(1) and 603(a) of the Social Security Act (42 U.S.C. 802(a)(1), 803(a)) on the date of enactment of this Act, \$7,055,000,000 is rescinded as of such date: *Provided*, That such rescission shall be applied first on a pro rata basis to the unobligated balances of the payment amounts allocated by the Secretary of the Treasury pursuant to subsection (b)(3)(B) of section 602 of the Social Security Act (42 U.S.C. 802); *Provided further*, That any remaining amounts to be rescinded shall be applied next on a pro rata basis to the unobligated balances of the payment amounts allocated by the Secretary of the Treasury pursuant to subsection (b)(1)(B) and (b)(2)(B) of section 602 of such Act (42 U.S.C. 802); *Provided further*, That any remaining amounts to be rescinded shall be applied on a pro rata basis to the unobligated balances of the payment amounts allocated by the Secretary of the Treasury for each of the entities authorized to receive payments under section 603 of such Act (42 U.S.C. 803).

(e) Of the unobligated balances from amounts made available to the Department of Education in section 2003 of title II of the American Rescue Plan Act of 2021 (Public Law 117-2) and allocated to institutions of higher education as defined in section 102(b) of the Higher Education Act of 1965, \$100,000,000 are hereby permanently rescinded.

(f) Of the unobligated balances from amounts made available to the Department of Transportation in section 7202(a) of title VII of the American Rescue Plan Act of 2021 (Public Law 117-2), \$2,000,000,000 are hereby permanently rescinded.

SEC. 7____. Of the unobligated balances from amounts made available to the Department of Agriculture under the heading “Agricultural Programs—Office of the Secretary” in title I of division B of the Coronavirus Aid, Relief, and Economic Security Act (Public Law 116-136), \$650,000,000 are hereby permanently rescinded: *Provided*, That the amounts rescinded pursuant to this section that were previously designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985 are designated by the Congress as an emergency requirement pursuant to section 4001(a)(1) and section 4001(b) of S. Con. Res. 14 (117th Congress), the concurrent resolution on the budget for fiscal year.

SA 4983. Mr. KENNEDY (for himself and Mr. CASSIDY) proposed an amendment to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; as follows:

At the appropriate place, insert the following:

SEC. ____ . EMERGENCY ASSISTANCE THROUGH THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

(a) IN GENERAL.—In addition to amounts otherwise appropriated, out of any money in the Treasury of the United States not otherwise appropriated, there is appropriated to the “Community Development Fund”, for necessary expenses related to disaster relief, long-term recovery, and restoration of infrastructure, housing, and economic revitalization in areas in States for which the President declared a major disaster under title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1974 (42 U.S.C. 5170 et seq.) related to Hurricanes Laura, Delta, and Ida, \$2,000,000,000, to remain available until expended, for activities authorized under title I of the Housing and Community Development Act of 1974 (42 U.S.C. 5301 et seq.), of which—

(1) \$600,000,000 shall be for activities related to Hurricanes Laura and Delta; and

(2) \$1,400,000,000 shall be for activities related to Hurricane Ida.

(b) DEPOSIT OF C-BAND SPECTRUM AUCTION PROCEEDS IN TREASURY.—Section 309(j)(8) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)) is amended—

(1) in subparagraph (A), by striking “and (G)” and inserting “(G), and (H)”;

(2) in subparagraph (C)(i), by striking “and (G)” and inserting “(G), and (H)”;

(3) by adding at the end the following:

“(H) C-BAND AUCTION PROCEEDS.—Notwithstanding subparagraph (A), and except as provided in subparagraph (B), of the proceeds (including deposits and upfront payments from successful bidders) from the use of a system of competitive bidding under this subsection to award licenses in the band of frequencies between 3700 megahertz and 3980 megahertz (designated by the Commission as ‘Auction 107’), \$2,500,000,000 shall be deposited in the general fund of the Treasury and used for emergency assistance under section 240(a) of the Consolidated Appropriations Act, 2022.”.

SEC. ____ . ASSISTANCE THROUGH THE PORT INFRASTRUCTURE DEVELOPMENT PROGRAM.

In addition to amounts otherwise appropriated, out of any money in the Treasury of the United States not otherwise appropriated, there is appropriated \$500,000,000 for the Port Infrastructure Development Program within the Department of Transportation’s Maritime Administration, to equitably administer grant awards to ports that incurred damages from Hurricanes Laura, Delta, Zeta, and Ida and Tropical Storm Cristobal.

SA 4984. Mr. SCHUMER proposed an amendment to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; as follows:

At the end add the following:

SEC. ____ . EFFECTIVE DATE.

This Act shall take effect on the date that is 1 day after the date of enactment of this Act.

SA 4985. Mr. SCHUMER proposed an amendment to amendment SA 4984 proposed by Mr. SCHUMER to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; as follows:

On page 1, line 3, strike “1 day” and insert “2 days”.

SA 4986. Mr. SCHUMER proposed an amendment to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; as follows:

At the end add the following:

SEC. ____ EFFECTIVE DATE.

This Act shall take effect on the date that is 4 days after the date of enactment of this Act.

SA 4987. Mr. SCHUMER proposed an amendment to amendment SA 4986 proposed by Mr. SCHUMER to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; as follows:

On page 1, line 3, strike “4” and insert “5”.

SA 4988. Mr. SCHUMER proposed an amendment to amendment SA 4987 proposed by Mr. SCHUMER to the amendment SA 4986 proposed by Mr. SCHUMER to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; as follows:

On page 1, line 1, strike “5” and insert “6”.

SA 4989. Mr. LEE (for himself and Mr. CRUZ) submitted an amendment intended to be proposed by him to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; as follows:

At the end of division HH, add the following:

TITLE VII—PROHIBITION ON FUNDING FOR COVID-19 VACCINE MANDATES

SEC. 701. PROHIBITION ON FUNDING FOR COVID-19 VACCINE MANDATES.

None of the funds appropriated or otherwise made available under any division of this Act (notwithstanding section 3) may be obligated or expended to—

(1) implement or enforce—

(A) section 1910.501 of title 29, Code of Federal Regulations (or a successor regulation);

(B) Executive Order 14042 of September 9, 2021 (86 Fed. Reg. 50985; relating to ensuring adequate COVID safety protocols for Federal contractors);

(C) Executive Order 14043 of September 9, 2021 (86 Fed. Reg. 50989; relating to requiring Coronavirus Disease 2019 vaccination for Federal employees);

(D) the interim final rule issued by the Department of Health and Human Services on November 5, 2021, entitled “Medicare and Medicaid Programs; Omnibus COVID-19 Health Care Staff Vaccination” (86 Fed. Reg. 61555); or

(E) the memorandum signed by the Secretary of Defense on August 24, 2021, for “Mandatory Coronavirus Disease 2019 Vaccination of Department of Defense Service Members”; or

(2) promulgate, implement, or enforce any rule, regulation, or other agency statement, that is substantially similar to a regulation, Executive Order, rule, or memorandum described in paragraph (1).

SA 4990. Mr. BRAUN (for himself, Ms. ERNST, Ms. LUMMIS, Mr. TOOMEY, Mr. DAINES, Mr. CRUZ, Mr. SCOTT of Florida, Mr. JOHNSON, Mr. LEE, Mr.

LANKFORD, Mr. GRASSLEY, Mr. BARASSO, and Mrs. BLACKBURN) proposed an amendment to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; as follows:

At the end of the matter preceding division A, add the following:

SEC. 7. PROHIBITION ON EARMARKS.

(a) IN GENERAL.—Notwithstanding any provision of any division of this Act, none of the funds made available under any division of this Act may be used to implement any earmark, Community Project Funding, or Congressionally Directed Spending specified in any provision of any division of this Act or in the explanatory statement described in section 4.

(b) RULE OF CONSTRUCTION.—Nothing in this section shall prevent funds allocated for any earmark, Community Project Funding, or Congressionally Directed Spending included in any division of this Act or in the tables contained in the explanatory statement described in section 4 from being awarded under a merit-based process under existing law.

SA 4991. Mr. JOHNSON submitted an amendment intended to be proposed by him to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place in division HH, insert the following:

TITLE ____ PROTECTION OF NATIONAL ELECTRIC GRID

SEC. ____ AUTHORIZATION OF AMOUNTS FOR DEPARTMENT OF DEFENSE TO PROTECT THE NATIONAL ELECTRIC GRID.

(a) AUTHORIZATION.—There is authorized to be appropriated to the Secretary of Defense \$4,000,000,000 for each of fiscal years 2022 through 2026 to be used by the Secretary to protect the electric grid of the United States.

(b) OFFSET.—The amount authorized to be appropriated for each of fiscal years 2022 through 2026 to carry out the Infrastructure Investment and Jobs Act (Public Law 117-58) is hereby decreased by \$4,000,000,000.

SA 4992. Mr. JOHNSON submitted an amendment intended to be proposed by him to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

DIVISION ____ PREVENT GOVERNMENT SHUTDOWNS

SEC. 1. SHORT TITLE.

This Act may be cited as the “Prevent Government Shutdowns Act of 2022”.

SEC. 2. AUTOMATIC CONTINUING APPROPRIATIONS.

(a) IN GENERAL.—Chapter 13 of title 31, United States Code, is amended by adding at the end the following:

“§ 1311. Automatic continuing appropriations

“(a)(1)(A) On and after the first day of each fiscal year, if an appropriation Act for such fiscal year with respect to the account for a program, project, or activity has not been enacted and continuing appropriations are not in effect with respect to the program,

project, or activity, there are appropriated such sums as may be necessary to continue, at the rate for operations specified in subparagraph (C), the program, project, or activity if funds were provided for the program, project, or activity during the preceding fiscal year.

“(B)(i) Appropriations and funds made available and authority granted under subparagraph (A) shall be available for a period of 14 days.

“(ii) If, at the end of the first 14-day period during which appropriations and funds are made available and authority is granted under subparagraph (A), and the end of every 14-day period thereafter, an appropriation Act for such fiscal year with respect to the account for a program, project, or activity has not been enacted and continuing appropriations are not in effect with respect to the program, project, or activity under a provision of law other than subparagraph (A), the appropriations and funds made available and authority granted under subparagraph (A) during the 14-day period shall be extended for an additional 14-day period.

“(C)(i) Except as provided in clause (ii), the rate for operations specified in this subparagraph with respect to a program, project, or activity is the rate for operations for the preceding fiscal year for the program, project, or activity—

“(I) provided in the corresponding appropriation Act for such preceding fiscal year;

“(II) if the corresponding appropriation bill for such preceding fiscal year was not enacted, provided in the law providing continuing appropriations for such preceding fiscal year; or

“(III) if the corresponding appropriation bill and a law providing continuing appropriations for such preceding fiscal year were not enacted, provided under this section for such preceding fiscal year.

“(ii) For entitlements and other mandatory payments whose budget authority was provided for the previous fiscal year in appropriations Acts, under a law other than this section providing continuing appropriations for such previous year, or under this section, and for activities under the Food and Nutrition Act of 2008, appropriations and funds made available during a fiscal year under this section shall be at the rate necessary to maintain program levels under current law, under the authority and conditions provided in the applicable appropriations Act.

“(2) Appropriations and funds made available, and authority granted, for any fiscal year pursuant to this section for a program, project, or activity shall be available, in accordance with paragraph (1)(B), for the period—

“(A) beginning on the first day of any lapse in appropriations during such fiscal year; and

“(B) ending on the date of enactment of an appropriation Act for such fiscal year with respect to the account for such program, project, or activity (whether or not such Act provides appropriations for such program, project, or activity) or a law making continuing appropriations for the program, project, or activity, as applicable.

“(3) Notwithstanding section 251(a)(1) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(a)(1)) and the timetable in section 254(a) of such Act (2 U.S.C. 904(a)), for any fiscal year for which appropriations and funds are made available under this section, the final sequestration report for such fiscal year pursuant to section 254(f)(1) of such Act (2 U.S.C. 904(f)(1)) and any order for such fiscal year pursuant to section 254(f)(5) of such Act (2 U.S.C. 901(f)(5)) shall be issued—

“(A) for the Congressional Budget Office, 10 days after the date on which appropriation Acts providing funding for the entire Federal Government through the end of such fiscal year have been enacted; and

“(B) for the Office of Management and Budget, 15 days after the date on which appropriation Acts providing funding for the entire Federal Government through the end of such fiscal year have been enacted.

“(b) An appropriation or funds made available, or authority granted, for a program, project, or activity for any fiscal year pursuant to this section shall be subject to the terms and conditions imposed with respect to the appropriation made or funds made available for the preceding fiscal year, or authority granted for such program, project, or activity under current law.

“(c) Expenditures made for a program, project, or activity for any fiscal year pursuant to this section shall be charged to the applicable appropriation, fund, or authorization whenever an appropriation Act for such fiscal year with respect to the account for a program, project, or activity or a law making continuing appropriations until the end of such fiscal year for such program, project, or activity is enacted.

“(d) This section shall not apply to a program, project, or activity during a fiscal year if any other provision of law (other than an authorization of appropriations)—

“(1) makes an appropriation, makes funds available, or grants authority for such program, project, or activity to continue for such period; or

“(2) specifically provides that no appropriation shall be made, no funds shall be made available, or no authority shall be granted for such program, project, or activity to continue for such period.”

(b) CLERICAL AMENDMENT.—The table of sections for chapter 13 of title 31, United States Code, is amended by adding at the end the following:

“1311. Automatic continuing appropriations.”

SEC. 3. TIMELY ENACTMENT OF APPROPRIATION ACTS.

(a) DEFINITIONS.—In this section—

(1) the term “covered officer or employee” means—

(A) an officer or employee of the Office of Management and Budget;

(B) a Member of Congress; or

(C) an employee of the personal office of a Member of Congress, a committee of either House of Congress, or a joint committee of Congress;

(2) the term “covered period”—

(A) means any period of automatic continuing appropriations; and

(B) with respect to the legislative branch—

(i) does not include any period of automatic continuing appropriations that occurs during the period—

(I) beginning at the time at which general appropriations Acts providing funding for the entire Federal Government (including an appropriation Act providing continuing funding) have been enacted or passed in identical form by both Houses and transmitted to Secretary of the Senate or Clerk of the House for enrollment and presentment to the President for his signature; and

(II) ending at the time at which 1 or more general appropriations Acts—

(aa) are vetoed by the President; or

(bb) do not become law without the President's signature under article I, section 7 of the Constitution of the United States based on an adjournment of the Congress; and

(ii) includes any period of automatic continuing appropriations that is not a period described in clause (i) and that follows a veto or a failure to become law (as described in

item (bb) of clause (i)(II)) of 1 or more general appropriations Acts;

(3) the term “Member of Congress” has the meaning given that term in section 2106 of title 5, United States Code;

(4) the term “National Capital Region” has the meaning given that term in section 8702 of title 40, United States Code; and

(5) the term “period of automatic continuing appropriations” means a period during which automatic continuing appropriations under section 1311 of title 31, United States Code, as added by section 2 of this Act, are in effect with respect to 1 or more programs, projects, or activities.

(b) LIMITS ON TRAVEL EXPENDITURES.—

(1) LIMITS ON OFFICIAL TRAVEL.—

(A) LIMITATION.—Except as provided in subparagraph (B), during a covered period no amounts may be obligated or expended for official travel by a covered officer or employee.

(B) EXCEPTIONS.—

(i) RETURN TO DC.—If a covered officer or employee is away from the seat of Government on the date on which a covered period begins, funds may be obligated and expended for official travel for a single return trip to the seat of Government by the covered officer or employee.

(ii) TRAVEL IN NATIONAL CAPITAL REGION.—During a covered period, amounts may be obligated and expended for official travel by a covered officer or employee from one location in the National Capital Region to another location in the National Capital Region.

(iii) NATIONAL SECURITY EVENTS.—During a covered period, if a national security event that triggers a continuity of operations or continuity of Government protocol occurs, amounts may be obligated and expended for official travel by a covered officer or employee for any official travel relating to responding to the national security event or implementing the continuity of operations or continuity of Government protocol.

(2) RESTRICTION ON USE OF CAMPAIGN FUNDS.—Section 313 of the Federal Election Campaign Act of 1971 (52 U.S.C. 30114) is amended—

(A) in subsection (a)(2), by striking “for ordinary” and inserting “except as provided in subsection (d), for ordinary”; and

(B) by adding at the end the following:

“(d) RESTRICTION ON USE OF CAMPAIGN FUNDS FOR OFFICIAL TRAVEL DURING AUTOMATIC CONTINUING APPROPRIATIONS.—

“(1) IN GENERAL.—Except as provided in paragraph (2), during a covered period (as defined in section 3 of the Prevent Government Shutdowns Act of 2022), a contribution or donation described in subsection (a) may not be obligated or expended for travel in connection with duties of the individual as a holder of Federal office.

“(2) RETURN TO DC.—If the individual is away from the seat of Government on the date on which a covered period (as so defined) begins, a contribution or donation described in subsection (a) may be obligated and expended for travel by the individual to return to the seat of Government.”

(c) PROCEDURES IN THE SENATE AND HOUSE OF REPRESENTATIVES.—

(1) IN GENERAL.—During a covered period, in the Senate and the House of Representatives—

(A) it shall not be in order to move to proceed to any matter except for—

(i) a measure making appropriations for the fiscal year during which the covered period begins;

(ii) any motion required to determine the presence of or produce a quorum; or

(iii) on and after the 30th calendar day after the first day of a covered period—

(I) the nomination of an individual—

(aa) to a position at level I of the Executive Schedule under section 5312 of title 5 of the United States Code; or

(bb) to serve as Chief Justice of the United States or an Associate Justice of the Supreme Court of the United States; or

(II) a measure extending the period during which a program, project, or activity is authorized to be carried out (without substantive change to the program, project, or activity or any other program, project, or activity) if—

(aa) an appropriation Act with respect to the program, project, or activity for the fiscal year during which the covered period occurs has not been enacted; and

(bb) the program, project, or activity has expired since the beginning of such fiscal year or will expire during the 30-day period beginning on the date of the motion;

(B) it shall not be in order to move to recess or adjourn for a period of more than 23 hours; and

(C) at noon each day, or immediately following any constructive convening of the Senate under rule IV, paragraph 2 of the Standing Rules of the Senate, the Presiding Officer shall direct the clerk to determine whether a quorum is present.

(2) WAIVER.—

(A) LIMITATION ON PERIOD.—It shall not be in order in the Senate or the House of Representatives to move to waive any provision of paragraph (1) for a period that is longer than 7 days.

(B) SUPERMAJORITY VOTE.—A provision of paragraph (1) may only be waived or suspended upon an affirmative vote of two-thirds of the Members of the applicable House of Congress, duly chosen and sworn.

(d) MOTION TO PROCEED TO APPROPRIATIONS.—

(1) IN GENERAL.—On and after the 30th calendar day after the first day of each fiscal year, if an appropriation Act for such fiscal year with respect to a program, project, or activity has not been enacted, it shall be in order in the Senate, notwithstanding rule XXII or any pending executive measure or matter, to move to proceed to any appropriations bill or joint resolution for the program, project, or activity that has been sponsored and cosponsored by not less than 3 Senators who are members of or caucus with the party in the majority in the Senate and not less than 3 Senators who are members of or caucus with the party in the minority in the Senate.

(2) CONSIDERATION.—For a bill or joint resolution described in paragraph (1)—

(A) the bill or joint resolution may be considered the same day as it is introduced and shall not have to lie over 1 day; and

(B) the motion to proceed to the bill or joint resolution shall be debatable for not to exceed 6 hours, equally divided between the proponents and opponents of the motion, and upon the use or yielding back of time, the Senate shall vote on the motion to proceed.

SEC. 4. BUDGETARY EFFECTS.

(a) CLASSIFICATION OF BUDGETARY EFFECTS.—The budgetary effects of this Act and the amendments made by this Act shall be estimated as if this Act and the amendments made by this Act are discretionary appropriations Acts for purposes of section 251 of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 900 et seq.).

(b) BASELINE.—For purposes of calculating the baseline under section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 907), the provision of budgetary resources under section 1311 of title 31, United States Code, as added by this Act, for an account shall be considered to be a continuing appropriation in effect for such account for less than the entire current year.

(c) ENFORCEMENT OF DISCRETIONARY SPENDING LIMITS.—For purposes of enforcing the discretionary spending limits under section 251(a) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(a)), the budgetary resources made available under section 1311 of title 31, United States Code, as added by this Act, shall be considered part-year appropriations for purposes of section 251(a)(4) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 901(a)(4)).

SEC. 5. EFFECTIVE DATE.

This Act and the amendments made by this Act shall take effect on September 30, 2022.

SA 4993. Mr. JOHNSON submitted an amendment intended to be proposed by him to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . REQUIRING STATES, TERRITORIES, AND LOCALITIES TO SET ASIDE A PORTION OF CORONAVIRUS FISCAL RECOVERY FUNDS FOR RESTAURANT REVITALIZATION.

(a) IN GENERAL.—Title VI of the Social Security Act (42 U.S.C. 801 et seq.) is amended—

(1) in section 602(c)—

(A) in paragraph (1), by striking “paragraph (3)” and inserting “paragraphs (3), (4), and (5)”; and

(B) by adding at the end the following new paragraph:

“(5) RESTAURANT REVITALIZATION.—

“(A) IN GENERAL.—A State or territory shall, subject to subparagraph (B), use at least 10 percent of the total amount of funds provided to the State or territory under this section (including, in the case of a State, any funds transferred to the State under section 603(c)(4)) to provide assistance to eligible entities (which, for purposes of this paragraph, shall have the meaning given such term in section 5003(a)(4) of the American Rescue Plan Act of 2021) that did not receive a grant under section 5003(c) of such Act.

“(B) REQUIREMENT FOR STATES OR TERRITORIES WITH INSUFFICIENT FUNDS REMAINING.—If less than 10 percent of the total amount of funds provided to a State or territory under this section (including, in the case of a State, any funds transferred to the State under section 603(c)(4)) are unobligated on the date of enactment of this paragraph and the State or territory is unable to meet the requirement of subparagraph (A) as a result, the State or territory shall submit a report to Congress on how the State or territory has used such funds, including the amount of such funds the State or territory has used to provide assistance to eligible entities.

“(C) AVAILABILITY OF FUNDS PROVIDED TO ELIGIBLE ENTITY.—If a State or territory provides funds to an eligible entity under this paragraph—

“(i) such funds shall be available to the eligible entity for the 2-year period that begins on the date of enactment of this paragraph; and

“(ii) any such funds that are unobligated by the eligible entity after such period shall revert to the Treasury.”; and

(2) in section 603(c)—

(A) in paragraph (1), in the matter preceding subparagraph (A), by striking “paragraphs (3) and (4)” and inserting “paragraphs (3), (4), (5), and (6)”; and

(B) by adding at the end the following new paragraph:

“(6) RESTAURANT REVITALIZATION.—

“(A) IN GENERAL.—A metropolitan city, nonentitlement unit of local government, or county shall, subject to subparagraph (B), use at least 10 percent of the total amount of funds provided to city, unit of local government, or county under this section to provide assistance to eligible entities (which, for purposes of this paragraph, shall have the meaning given such term in section 5003(a)(4) of the American Rescue Plan Act of 2021) that did not receive a grant under section 5003(c) of such Act.

“(B) REQUIREMENT FOR LOCALITIES WITH INSUFFICIENT FUNDS REMAINING.—If less than 10 percent of the total amount of funds provided to a metropolitan city, nonentitlement unit of local government, or county are unobligated on the date of enactment of this paragraph and the city, unit of local government, or county is unable to meet the requirement of subparagraph (A) as a result, the city, unit of local government, or county shall submit a report to Congress on how the city, unit of local government, or county has used such funds, including the amount of such funds the city, unit of local government, or county has used to provide assistance to eligible entities.

“(C) AVAILABILITY OF FUNDS PROVIDED TO ELIGIBLE ENTITY.—If a metropolitan city, nonentitlement unit of local government, or county provides funds to an eligible entity under this paragraph—

“(i) such funds shall be available to the eligible entity for the 2-year period that begins on the date of enactment of this paragraph; and

“(ii) any such funds that are unobligated by the eligible entity after such period shall revert to the Treasury.”.

(b) TECHNICAL AMENDMENTS.—Sections 602(c)(3) and 603(c)(3) of title VI of the Social Security Act (42 U.S.C. 802(c)(3), 803(c)(3)) are each amended by striking “paragraph (17) of”.

SA 4994. Ms. STABENOW submitted an amendment intended to be proposed by her to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . EXTENDING CHILD NUTRITION WAIVER AUTHORITY.

Section 2202 of the Families First Coronavirus Response Act (42 U.S.C. 1760 note; Public Law 116-127) is amended—

(1) in subsection (a)—

(A) in paragraph (1)—

(i) in the matter preceding subparagraph (A), by inserting “due to the COVID-19 pandemic” after “(42 U.S.C. 1760(1))”; and

(ii) in subparagraph (A), by striking “and” after the semicolon and inserting “or”; and

(iii) by striking subparagraph (B) and inserting the following:

“(B) ensuring continuity of program operation under a qualified program.”;

(B) in paragraph (2)—

(i) in subparagraph (A), by inserting “and subject to paragraph (3)” after “(42 U.S.C. 1760(1))”; and

(ii) in subparagraph (B) by striking “such section” and inserting “section 12(1) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1760(1))”; and

(C) by adding at the end the following:

“(3) TRANSITION PLAN.—A State that elects to be subject to a waiver under paragraph (2) that alters the operation of a qualified program described in subparagraph (A) or (B) of subsection (g)(1) during the 2022-2023 school

year shall submit to the Secretary a transition plan by November 1, 2022.

“(4) TECHNICAL ASSISTANCE.—

“(A) IN GENERAL.—The Secretary shall provide technical assistance to assist school food authorities in meeting nutrition standards during the period in which a waiver established under paragraph (1) is in effect.

“(B) TECHNICAL ASSISTANCE FOR REGULAR OPERATION.—Not later than September 30, 2022, the Secretary shall issue technical assistance to States relating to the statutory and regulatory requirements that a State shall be required to meet to resume regular operation of each qualified program for the 2023-2024 school year.”;

(2) by redesignating subsections (d) through (f) as subsections (e) through (g), respectively;

(3) by inserting after subsection (c) the following:

“(d) STATE ACTION.—If the Secretary issues a waiver under this section for meals served under a qualified program for school year 2022-2023, a State, during the period in which the waiver is in effect—

“(1) shall provide technical assistance or guidance in lieu of fiscal action for meal pattern violations due to supply chain disruptions;

“(2) shall not take fiscal action for meal pattern violations due to supply chain disruptions; and

“(3) shall not, in applying fiscal action in any subsequent school year, consider meal pattern violations that occurred due to supply chain disruptions during that period.”;

(4) in subsection (e) (as so redesignated)—

(A) by striking paragraph (2); and

(B) by striking “the following:” in the matter preceding paragraph (1) and all that follows through “A summary” in paragraph (1) and inserting “a summary”;

(5) in subsection (f) (as so redesignated)—

(A) by striking “The authority” and inserting the following:

“(1) IN GENERAL.—The authority”;

(B) in paragraph (1) (as so designated), by striking “June 30” and all that follows through the period at the end and inserting “September 30, 2023.”; and

(C) by adding at the end the following:

“(2) LIMITATION.—A waiver authorized by the Secretary under this section may not be in effect after September 30, 2023.

“(3) RETURN TO REGULAR OPERATION.—Beginning on October 1, 2023, each qualified program for which a waiver is authorized under this section shall resume regular operation.”;

(6) in subsection (g) (as so redesignated)—

(A) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively; and

(B) by inserting after paragraph (1) the following:

“(2) REGULAR OPERATION.—The term ‘regular operation’, with respect to a qualified program, means the operation of the qualified program as if this section was not in effect.”; and

(7) by adding at the end the following:

“(h) FUNDING.—

“(1) IN GENERAL.—There is appropriated, out of any funds in the Treasury not otherwise appropriated, such sums as are necessary to carry out this section.

“(2) EMERGENCY DESIGNATION.—

“(A) IN GENERAL.—The amounts provided by paragraph (1) are designated as an emergency requirement pursuant to section 4(g) of the Statutory Pay-As-You-Go Act of 2010 (2 U.S.C. 933(g)).

“(B) DESIGNATION IN SENATE.—In the Senate, this section is designated as an emergency requirement pursuant to section 4112(a) of H. Con. Res. 71 (115th Congress), the concurrent resolution on the budget for fiscal year 2018.”.

SA 4995. Mr. JOHNSON (for himself and Mr. SCOTT of Florida) submitted an amendment intended to be proposed by him to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . REQUIRING STATES, TERRITORIES, AND LOCALITIES TO USE COVID RELIEF FUNDS IN A TIMELY MANNER; LIFTING RESTRICTIONS ON STATE TAX LAWS.

(a) IN GENERAL.—Title VI of the Social Security Act (42 U.S.C. 801 et seq.) is amended—

(1) in section 602—

(A) in subsection (a)(1), by striking “December 31, 2024” and inserting “December 31, 2022”; and

(B) in subsection (c)—

(i) in paragraph (1), in the matter preceding subparagraph (A)—

(I) by striking “Subject to paragraph (2), and except as provided in paragraph (3)” and inserting “Except as provided in paragraphs (2) and (3)”; and

(II) by striking “December 31, 2024” and inserting “December 31, 2022”; and

(ii) by striking paragraph (2) and redesignating paragraphs (3) and (4) as paragraphs (2) and (3), respectively;

(C) in subsection (d)(2)(A), by striking “, including, in the case of a State or a territory, all modifications to the State’s or territory’s tax revenue sources during the covered period”;

(D) in subsection (e), by striking “, provided that, in the case of a violation of subsection (c)(2)(A)” and all that follows through “section 603(c)(4)”; and

(E) in subsection (g), by striking paragraph (1) and redesignating paragraphs (2) through (7) as paragraphs (1) through (6), respectively; and

(2) in section 603—

(A) in subsection (a), by striking “December 31, 2024” and inserting “December 31, 2022”; and

(B) in subsection (c)(1), by striking “December 31, 2024” and inserting “December 31, 2022”.

(b) **USE OF UNEXPENDED COVID RELIEF FUNDS FOR DEFICIT REDUCTION.**—Any funds provided to a State, territory, Tribal government, metropolitan city, nonentitlement unit of local government, or county under section 602 or 603 of the Social Security Act (42 U.S.C. 802, 803) that are unexpended on January 1, 2023, shall revert to the Treasury and be deposited in the general fund of the Treasury for the sole purpose of deficit reduction.

(c) **TECHNICAL AMENDMENTS.**—Section 603(c)(3) of the Social Security Act (42 U.S.C. 803(c)(3)) and paragraph (2) of section 602(c) of such Act (42 U.S.C. 802(c)) (as redesignated by subsection (a)(1)(B)(ii)) are each amended by striking “paragraph (17) of”.

SA 4996. Mr. MARSHALL submitted an amendment intended to be proposed by him to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . PROHIBITION ON USE OF AMOUNTS TO IMPLEMENT OR ENFORCE MASK MANDATES OF DEPARTMENT OF DEFENSE.

No amounts appropriated under this Act or any other provision of law may be used to implement or enforce any requirement of the Department of Defense that individuals wear a mask to prevent the spread of the coronavirus disease 2019 (commonly referred to as “COVID-19”) in indoor settings in installations and other facilities owned, leased, or otherwise controlled by the Department.

SA 4997. Ms. ERNST submitted an amendment intended to be proposed by her to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

DIVISION ____—PROVIDING REPORTS ON INFLATIONS COSTS AND ECONOMIC IMPACT ACT

SEC. 1. SHORT TITLE.

This Act may be cited as the “Providing Reports on Inflation Costs and Economic Impact Act” or the “PRICE Act”.

SEC. 2. POINT OF ORDER REQUIRING AN INFLATION IMPACT REPORT WITH ANY LEGISLATION THAT MAKES DISCRETIONARY APPROPRIATIONS.

(a) **POINT OF ORDER.**—It shall not be in order in the Senate to consider a bill, joint resolution, motion, amendment, amendment between the Houses, or conference report making discretionary appropriations (as defined in section 250(c) of the Balanced Budget and Emergency Deficit Control Act of 1985 (2 U.S.C. 900(c))) unless an inflation impact report by the Congressional Budget Office with respect to the measure is submitted for publication in the Congressional Record, including an analysis of the impact the measure would have on—

(1) the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics of the Department of Labor;

(2) the Employment Cost Index for private industry workers published by the Bureau of Labor Statistics; and

(3) the purchasing power of consumers, including a comparison of the impact described in paragraph (1) and the impact described in paragraph (2).

(b) **SUPERMAJORITY WAIVER AND APPEALS.**—

(1) **WAIVER.**—This section may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) **APPEALS.**—Appeals in the Senate from the decisions of the Chair relating to any provision of this section shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

SA 4998. Ms. ERNST submitted an amendment intended to be proposed by her to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

DIVISION ____—COST ACT

SEC. 1. SHORT TITLE.

This Act may be cited as the “Cost Openness and Spending Transparency Act of 2021” or the “COST Act”.

SEC. 2. DISCLOSURE REQUIREMENTS FOR RECIPIENTS OF FEDERAL FUNDS.

(a) IN GENERAL.—Subchapter III of chapter 13 of title 31, United States Code, is amended by adding at the end the following:

“§ 1356. Disclosure requirements for recipients of Federal funds

“(a) IN GENERAL.—An individual or entity (including a State or local government and a recipient of a Federal research grant) carrying out a program, project, or activity that is, in whole or in part, carried out using Federal funds shall clearly state in any statement, press release, request for proposals, bid solicitation, or other document describing the program, project, or activity, other than a communication containing not more than 280 characters—

“(1) the percentage of the total costs of the program, project, or activity which will be financed with Federal funds;

“(2) the dollar amount of the Federal funds made available for the program, project, or activity; and

“(3) the percentage of the total costs of, and dollar amount for, the program, project, or activity that will be financed by non-governmental sources.

“(b) NONCOMPLIANCE.—If the Director of the Office of Management and Budget determines that an individual or entity is failing to comply with subsection (a), the Director may direct the head of each agency providing Federal funds to the individual or entity to withhold not more than 25 percent of the amount of Federal funds that would otherwise be provided to the individual or entity, until the date on which the individual or entity complies with subsection (a).”.

(b) **TECHNICAL AND CONFORMING AMENDMENT.**—The table of sections for subchapter III of chapter 13 of title 31, United States Code, is amended by adding at the end the following:

“1356. Disclosure requirements for recipients of Federal funds.”.

SA 4999. Ms. ERNST submitted an amendment intended to be proposed by her to the bill H.R. 2471, to measure the progress of post-disaster recovery and efforts to address corruption, governance, rule of law, and media freedoms in Haiti; which was ordered to lie on the table; as follows:

At the appropriate place, insert the following:

SEC. ____ . REPORT REGARDING ACCESS TO CAPITAL FOR SMALL BUSINESSES.

Not later than 1 year after the date of enactment of this Act, the Administrator of the Small Business Administration shall submit to Congress a report that—

(1) provides a description of the effect of inflation and supply chain disruption during the 3-year period ending on the date of enactment of this Act on the cost to small business concerns (as defined under section 3 of the Small Business Act (15 U.S.C. 636)) of obtaining access to capital, disaggregated by industry; and

(2) makes recommendations, in partnership with the Office of Advocacy of the Small Business Administration, on how to support access to capital for small business concerns involved in domestic manufacturing, agriculture, and production of technologies listed on the Critical and Emerging Technologies List issued by the National Security Council, or any successor thereto.

NOTICE OF INTENT TO OBJECT TO PROCEEDING

I, Senator CHARLES GRASSLEY, intend to object to proceeding to the nomination of Eric M. Garcetti, of California, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of India, dated March 10, 2022.

AUTHORITY FOR COMMITTEES TO MEET

Mr. SCHATZ. Mr. President, I have seven requests for committees to meet during today's session of the Senate. They have the approval of the Majority and Minority Leaders.

Pursuant to rule XXVI, paragraph 5(a), of the Standing Rules of the Senate, the following committees are authorized to meet during today's session of the Senate:

COMMITTEE ON ARMED SERVICES

The Committee on Armed Services is authorized to meet during the session of the Senate on Thursday, March 10, 2022, at 8 a.m., to conduct a hearing.

COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources is authorized to meet during the session of the Senate on Thursday, March 10, 2022, at 10 a.m., to conduct a hearing.

COMMITTEE ON FOREIGN RELATIONS

The Committee on Foreign Relations is authorized to meet during the session of the Senate on Thursday, March 10, 2022, at 9:30 a.m., to conduct a hearing.

COMMITTEE ON HOMELAND SECURITY AND GOVERNMENTAL AFFAIRS

The Committee on Homeland Security and Governmental Affairs is authorized to meet during the session of the Senate on Thursday, March 10, 2022, at 10:15 a.m., to conduct a hearing on nominations.

COMMITTEE ON THE JUDICIARY

The Committee on The Judiciary is authorized to meet during the session of the Senate on Thursday, March 10, 2022, at 9 a.m., to conduct an executive business meeting.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence is authorized to meet during the session of the Senate on Thursday, March 10, 2022, at 12 p.m., to conduct an open hearing.

SELECT COMMITTEE ON INTELLIGENCE

The Select Committee on Intelligence is authorized to meet during the session of the Senate on Thursday, March 10, 2022, to conduct a closed hearing.

PRIVILEGES OF THE FLOOR

Mr. PAUL. Mr. President, I ask unanimous consent that the following interns in my office be granted floor privileges until May 20, 2022: Jacob Custer, Mia Kushner, Wilson Beaver, and Pedro Rodriguez.

The PRESIDING OFFICER. Without objection, it is so ordered.

DIRECTING THE CLERK OF THE HOUSE OF REPRESENTATIVES TO MAKE A CORRECTION IN THE ENROLLMENT OF H.R. 2471

Mr. SCHUMER. Madam President, I ask unanimous consent that the Senate proceed to the immediate consideration of H. Con. Res. 79, which was received from the House.

The PRESIDING OFFICER. The clerk will report the concurrent resolution by title.

The senior assistant legislative clerk read as follows:

A concurrent resolution (H. Con. Res. 79) directing the Clerk of the House of Representatives to make a correction in the enrollment of H.R. 2471.

There being no objection, the Senate proceeded to consider the concurrent resolution.

Mr. SCHUMER. I further ask unanimous consent that the concurrent resolution be agreed to and that the motion to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The concurrent resolution (H. Con. Res. 79) was agreed to.

EXTENSION OF CONTINUING APPROPRIATIONS ACT, 2022

Mr. SCHUMER. Madam President, I ask unanimous consent that the Senate proceed to the immediate consideration of H.J. Res. 75, which was received from the House and is at the desk.

The PRESIDING OFFICER. The clerk will report the joint resolution by title.

The senior assistant legislative clerk read as follows:

A joint resolution (H.J. Res. 75) making further continuing appropriations for the fiscal year ending September 30, 2022, and for other purposes.

There being no objection, the Senate proceeded to consider the joint resolution.

Mr. SCHUMER. I ask unanimous consent that the joint resolution be considered read a third time.

The PRESIDING OFFICER. Without objection, it is so ordered.

The joint resolution was ordered to a third reading and was read the third time.

Mr. SCHUMER. I know of no further debate.

The PRESIDING OFFICER. Is there further debate?

Hearing none, the joint resolution having been read the third time, the question is, Shall the joint resolution pass?

The joint resolution (H.J. Res. 75) was passed.

Mr. SCHUMER. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

AMERICAN FISHERIES ADVISORY COMMITTEE ACT

Mr. SCHUMER. Madam President, I ask unanimous consent that the Senate proceed to the immediate consideration of Calendar No. 209, S. 497.

The PRESIDING OFFICER. The clerk will report the bill by title.

The senior assistant legislative clerk read as follows:

A bill (S. 497) to establish the American Fisheries Advisory Committee to assist in the awarding of fisheries research and development grants, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. SCHUMER. I further ask unanimous consent that the bill be considered read a third time and passed and that the motion to reconsider be considered made and laid upon the table with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 497) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 497

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "American Fisheries Advisory Committee Act".

SEC. 2. AMERICAN FISHERIES ADVISORY COMMITTEE.

(a) ESTABLISHMENT.—Section 2 of the Act of August 11, 1939 (15 U.S.C. 713c-3), is amended—

(1) by redesignating subsection (e) as subsection (f); and

(2) by inserting after subsection (d) the following:

“(e) AMERICAN FISHERIES ADVISORY COMMITTEE.—

“(1) DEFINITIONS.—In this subsection:

“(A) COMMITTEE.—The term ‘Committee’ means the American Fisheries Advisory Committee established under paragraph (2).

“(B) FISHING COMMUNITY.—The term ‘fishing community’ means harvesters, marketers, growers, processors, recreational fishermen, charter fishermen, and persons providing them with goods and services.

“(C) MARKETING AND PROMOTION.—The term ‘marketing and promotion’ means an activity aimed at encouraging the consumption of seafood or expanding or maintaining commercial markets for seafood.

“(D) PROCESSOR.—The term ‘processor’ means any person in the business of preparing or packaging seafood (including seafood of the processor’s own harvesting) for sale.

“(E) SEAFOOD.—The term ‘seafood’ means farm-raised and wild-caught fish, shellfish, or marine algae harvested in the United States or by a United States flagged vessel for human consumption.

“(2) ESTABLISHMENT.—Not later than 90 days after the date of the enactment of the American Fisheries Advisory Committee Act, the Secretary shall establish 6 regions within the American Fisheries Advisory Committee as follows:

“(A) Region 1 shall consist of Alaska, Hawaii, the Commonwealth of the Northern Mariana Islands, and the Territories of Guam and American Samoa.